

such assignee or assignees to bring and maintain an action thereupon in his, her or their name or names; and bills or notes which may be issued by order of the said corporation, signed by the President and countersigned by the Cashier, promising the payment of money to any person or persons, his, her or their order, or to bearer, though not under the seal of said corporation, shall be binding and obligatory on the same in the like manner and with the like force and effect as upon any plurate person or persons; that is to say, those which shall be payable to any person or person, his, her or their order, shall be assigned by endorsement in like manner and with like effect as foreign bills of exchange now are, and those which are payable to bearer shall be negotiable and assignable by delivery only.

No notes to be  
issued under  
three dollars.

SEC. 10. *Be it further enacted*, That no note shall be issued by said bank under the denomination of three dollars; and that if any person or persons holding any note or notes of said bank, and shall present the same for payment, and payment shall be refused, the said note or notes shall draw interest at the rate of twelve per cent. per annum from the time of said demand, and the said bank shall pay the same, any law to the contrary, notwithstanding; and the holder of said note or notes of said bank not paid on demand, may bring an action of assumpsit against any one or all of the directors who may have consented to issue more than twice the capital stock paid in, in case the bank be unable to pay the amount: *Provided, always*, that if any note or notes of the said bank shall be presented by or for any bank, or branch, or agency of any bank, either directly or indirectly, it shall be lawful to pay the same, or any part thereof, with the note or notes of the bank by or for which the demand shall have been made, whether made at

Proviso.